



City of Memphis Alcohol Commission Minutes August 6, 2014

Call to Order – The regularly scheduled meeting of the Memphis Alcohol Commission was called to order by Sergeant-At-Arms Officer Lake at approximately 9:11 a.m.

Roll Call – The following Commissioners were present: Billy Post, Eugene Bryan, Sherman Greer, Barry Chase, Erma Hayslett, Johnsie Wallace and Africa Gonzalez-McCloy. Commissioner Jared Johnson was absent.

Approval of Minutes – The minutes of the previous meeting were distributed electronically prior to this meeting. *Commissioner West moved approval of the minutes of the July 16, 2014 meeting. Commissioner Greer seconded. The motion passed.*

Special Beer Applicant(s):

1. Kristie Goldsmith – 66 S. Cooper – “CAC @ Playhouse on the Square”

Date: August 16, 2014 – **Time:** 6:00 p.m. – 10:00 p.m.

Sponsoring Organization: Memphis Child Advocacy Center

Purpose of funds: Charitable; None

Upon routine questioning by the commissioners about the alcoholic beverages laws,

Commissioner West moved for approval. Commissioner Hayslett seconded. The motion passed

2. William H. Stovall, IV – 2101 Madison – “Thursdays Squared”

Date: (Thursdays Only & Saturday) September 4, 11, 18, 25, 27, 2014 –

Time: 6:00 p.m. – 11:00 p.m. & 12:00 p.m. – 11:00 p.m. (Sat.)

Sponsoring Organization: Resource Entertainment Group, LLC

Purpose of funds: Profit; 3 booth(s)

Mr. Stovall advised the commission that he needed only one date, September 27, 2014 for his event. Upon routine questioning by the commissioners about the alcoholic beverages laws,

Commissioner Greer moved for approval of the modified application. Commissioner West seconded. The motion passed.

3. Aldo Dean – 73 Monroe – “Bardog/Breakaway 5K Alley Party”

Date: August 17, 2014 – **Time:** 8:00 a.m. – 7:00 p.m.

Sponsoring Organization: Bardog Tavern

Purpose of funds: Profit; 3 booth(s)

No Show

4. David Smith – 921 Cooper – “The Growler Festival”
Date: September 13, 2014 – Time: 9:00 a.m. – 7:00 p.m.
Sponsoring Organization: **The Growler of Memphis**
Purpose of funds: **Profit; 2 booth(s)**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner Greer for approval. Commissioner West seconded. The motion passed.

5. Deborah McHaney – 795 S. Cooper – “Cooper-Young Festival Friday 4 Miler”
Date: September 12, 2014 - Time: 7:00 p.m. – 10:00 p.m.
Sponsoring Organization: **Cooper-Young Community Association**
Purpose of funds: **Charitable; 3 booth(s)**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner Greer moved for approval. Commissioner West seconded. The motion passed.

6. Sandra Robertson – 959 S. Cooper – “Café Ole Festival Day Party “
Date: September 13, 2014 – Time: 10:00 a.m. – 9:00 p.m.
Sponsoring Organization: **Café Ole**
Purpose of funds: **Profit; 4 booth(s)**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner Greer for approval. Commissioner West seconded. The motion passed.

7. Andy Ashby – 768 S. Cooper – “Cooper-York Festival”
Date: September 13, 2014 – Time: 10:00 a.m. – 8:00 p.m.
Sponsoring Organization: **Memphis Made Brewing Co, LLC**
Purpose of funds: **Profit; 1 booth(s)**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner Greer for approval. Commissioner West seconded. The motion passed.

8. William Brown – 8071 Trinity – “T. J. Mulligan’s Country Hoedown”
Date: August 15-16, 2014 – Time: 11:00 a.m. – 12:00 a.m.
Sponsoring Organization: **T. J. Mulligan’s**
Purpose of funds: **Profit; 1 booth(s)**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner West for approval. Commissioner Greer seconded. The motion passed

9. Elise Bone – 335 S. Hollywood – “Midnight Classic Bike Tour & Lunar Festival”
Date: August 23-24, 2014 – Time: 9:00 p.m. – 3:00 a.m.
Sponsoring Organization: **Meritan**
Purpose of funds: **Charitable – 2 booth(s)**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner West for approval. Commissioner Greer seconded. The motion passed

10. Daniel Clark – 3755 Elvis Presley Blvd. – “Elvis Week – Beer Stand”
Date: August 9-17, 2014 – Time: 11:00 a.m. – 7:00 p.m. (Weekdays); August 15, 2014 11:00 a.m. – 11:00 p.m.; Sundays – 12:00 p.m. – 7:09 p.m.
Sponsoring Organization: **Elvis Presley Enterprises**
Purpose of funds: **Profit; 1 booth(s)**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner West for approval. Commissioner Greer seconded. The motion passed
11. Tony Owen – 2145 Union – “Grand Opening – The Fresh Market, Inc. dba-The Fresh Market
Date: August 7, 2014 – September 6, 2014 – Time: 8:00 a.m. – 9:00 p.m. (Sun.) 12:00 p.m. – 9:00 p.m.
Sponsoring Organization: **The Fresh Market, Inc.**
Purpose of funds: **Profit; 3 booth(s)**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner Greer for approval. Commissioner West seconded. The motion passed
12. Trish Hanks – 7777 Walnut Grove – “Delta Fair & Music Fest”
Date: August 29, 2014 – September 7, 2014 – Time: 9:00 a.m. – 10:00 p.m. (Mon.-Thurs.); (Fri.-Sat.) 10:00 a.m. – 11:00 p.m. - (Sun) 12:00 p.m. – 10:00 p.m.
Sponsoring Organization: **Delta Fair, Inc.**
Purpose of funds: **Profit; 3 booth(s)**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner West for approval. Commissioner Greer seconded. The motion passed
13. Josh Lovell – 7777 Walnut Grove – “Mid-South Hunting & Fishing Extravaganza”
Date: August 8-10, 2014 – Time: 2:00 p.m. – 9:00 p.m. (Fri.) – (9:00 a.m. – 7:00 p.m. (Sat.); 12:00 p.m. – 5:00 p.m. (Sun.)
Sponsoring Organization: **Expo South**
Purpose of funds: **Profit; 1 booth(s)**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner West for approval. Commissioner Greer seconded. The motion passed
14. James Spencer, Jr. – 200 Beale – “Beale Sole Express Shows”
Date: August 7, 2014 – September 5, 2014 – Time: 12:00 p.m. – 1:00 a.m.
Sponsoring Organization: **Jerry Lee Lewis**
Purpose of funds: **Profit; 1 booth(s)**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner West for approval. Commissioner Greer seconded. The motion passed

V. The following person(s) has applied to sell beer for “ON” premises consumption:

15. John Fitzgerald, Sr. – 1507 Airways – Loco Enterprises, LLC - dba –
“Fitzgerald’s Cigar Lounge & Sports Bar”
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner West moved for approval. Commissioner Greer seconded. The motion passed.

16. Steven Hubbard – 1335 Germantown Parkway. – AIG TN Holding – dba – **“Applebee’s Neighborhood Grill & Bar”**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner West moved for approval. Commissioner Greer seconded. The motion passed.
17. Marialys Gonzalez – 143 Madison – dba – **“Havana’s Pilon”**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner West moved for approval. Commissioner Greer seconded. The motion passed.
18. TaRhonda & Deswick Bonds – 3826 E. Shelby Dr. – dba - **“Fusion Rhythm & Soul Lounge”**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner Greer moved for approval. Commissioner West seconded. The motion passed.
19. Timothy Triplett – 8325 Hwy 64 – T. G. I. Friday’s, Inc. - dba – **“T. G. I. Friday’s #384”**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner Greer moved for approval. Commissioner West seconded. The motion passed.
20. Shanna Brewer – 7733 Winchester – T. G. I. Friday’s Inc. - dba – **“T. G. I. Friday’s #398”**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner Greer moved for approval. Commissioner West seconded. The motion passed.
21. Tawanda Roberts – 4697 Poplar – Boss WingsVII, LLC - dba – **“Wingstop”**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner West moved for approval. Commissioner Greer seconded. The motion passed.
22. Tawanda Roberts – 1619 Union – Boss WingsVII, LLC - dba – **“Wingstop”**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner West moved for approval. Commissioner Greer seconded. The motion passed.
23. William Wilson – 8161 Hwy 64 – Red Lobster Restaurants, LLC – dba – **“Red Lobster #6216”**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner West moved for approval. Commissioner Greer seconded. The motion passed.
24. Curtis Boone – 7750 Winchester – Red Lobster Restaurants, LLC – dba – **“Red Lobster #6341”**
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner West moved for approval. Commissioner Greer seconded. The motion passed.

VI. The following person(s) has applied to sell beer for "OFF" premises consumption:

25. Muazzam Khan & Yasin Zada – 2032 Chelsea – dba – “Chelsea Express”
Upon routine questioning by the commissioners about the alcoholic beverages laws,
Commissioner Greer moved for approval. Commissioner West seconded. The motion passed.

VII. Violation(s):

The following location(s) is in violation of AC Rule C-4 NO prior(s):

26. Kristine Doan – 1278 Jefferson – dba – “De Nhat Bida & Cafe”
Date of Violation(s): Saturday, November 2, 2013
Date Permit Approved: 08-07-2013
Officers: Harris #12035, Gant #11468, Croom #10914, Scott #11510
The owner stipulated to the charge. *Commissioner Hayslett moved to fine the location \$100.00 along with a 60 day probationary period or a 30 day suspension of the Beer Permit. Commissioner West seconded. The motion passed.* The owner agreed to the fine and probation.
27. Robert Franklin – 6955 Stage – dba – “Sharpshooters”
Date of Violation(s): Saturday, November 2, 2013
Date Permit Approved: 09-07-2005
Officers: Shank #10624, Scruggs #1088, Dugger #11385, Wright #11063
The owner didn’t appear. *Commissioner Greer moved to indefinite suspend this location’s Beer Permit. Commissioner West seconded. The motion passed*
28. Mina Abdelmalk & Mark Said – 6105 Summer – Saint Maria, Inc. – dba – “Saint Maria, Inc.”
Date of Violation(s): Wednesday, October 2, 2013
Date Permit Approved: 07-17-2013
Officers: DesVergnes #3271, Yarbrough #12937
The owner stipulated to the charge. *Commissioner Hayslett moved to fine the location \$100.00 along with a 60 day probationary period or a 30 day suspension of the Beer Permit. Commissioner West seconded. The motion passed.* The owner agreed to the fine and probation.
29. Abreham Weldeselase – 630 S. Third – Downtown Food Express, Inc. – dba –
“Downtown Food Express”
Date of Violation(s): Saturday, November 2, 2013
Date Permit Approved: 04-06-2011
Officers: Gant #11468, Croom #10914, Scott #11510, Harris #12035
The owner stipulated to the charge. *Commissioner Hayslett moved to fine the location \$100.00 along with a 60 day probationary period or a 30 day suspension of the Beer Permit. Commissioner West seconded. The motion passed.* The owner agreed to the fine and probation.

The following location(s) is in violation of AC Rule C-5 NO prior(s):

30. Yohannes Hilemariam – 1050 Chelsea – dba - “**Early Stop**”
Date of Violation(s): Wednesday, October 16, 2013
Date Permit Approved: 08-01-2012
Officers: Harris #12035, Gant #11468, Shank #10624
The owner stipulated to the charge. ***Commissioner Hayslett moved to fine the location \$500.00 along with a 60 day probationary period or a 30 day suspension of the Beer Permit. Commissioner Greer seconded. The motion passed.*** The owner agreed to the fine and probation.
31. Sadar Aman – 4491 Poplar – TN Management Group, LLC - dba – “**Exxon**”
Date of Violation(s): Tuesday, September 10, 2013
Date Permit Approved: 08-01-2012
Officers: Duvall #2176
The owner stipulated to the charge. ***Commissioner Hayslett moved to fine the location \$500.00 along with a 60 day probationary period or a 30 day suspension of the Beer Permit. Commissioner Greer seconded. The motion passed.*** The owner agreed to the fine and probation.
32. Ali Al-Namos – 2885 Park – dba – “**Park Express**”
Date of Violation(s): Friday, December 27, 2013
Date Permit Approved: 07-06-2001
Officers: Smith #8636, Sutton #7050, Galison #3156, Braswell #12945
The representative, Rasheed Alsad, had power of attorney and stipulated to the charge. ***Commissioner Hayslett moved to fine the location \$500.00 along with a 60 day probationary period or a 30 day suspension of the Beer Permit. Commissioner Greer seconded. The motion passed.*** The owner agreed to the fine and probation.

The following location(s) is in violation of AC Rule C-5, D-4 NO prior(s):

33. Tent Restaurant Operations, Inc. – 817 Exocet Drive – dba –
Fox & Hound English Pub & Grille”
Date of Violation(s): Tuesday, February 18, 2014
Date Permit Approved: 08-06-1997
Officers: D. Adams #9380
Request of counsel the location is to be continued until the September 3, 2014 meeting.
Commissioner West motion to continue this location to the September 3, 2014 meeting. Commissioner Hayslett seconded. The motion passed.

34. Anthony & Sonia Warr – 973 E. McLemore – A Come Back From A Set Back, LLC - dba – “Tyler’s Grocery & Deli”
Date of Violation(s): Thursday, August 15, 2013
Date Permit Approved: 04-18-2012
Officers: Galison #3156, Ward #0502, Joynes #12965, Clark #1659
The owner stipulated to the charge. **Commissioner Greer lifted the indefinite suspension. Commissioner West seconded. The motion passed. Commissioner Hayslett moved to fine the location \$500.00 along with a 60 day probationary period or a 30 day suspension of the Beer Permit. Commissioner West seconded. The motion passed.** The owner agreed to the fine and probation.

The following location(s) is in violation of AC Rule C-15 NO prior(s):

35. Sohail Hemani – 5315 Knight Arnold – Knight Arnold Food, LLC - dba – “Knight Arnold Food & Fuel”
Date of Violation(s): Wednesday, October 9, 2013
Date Permit Approved: 11-18-2009
Officers: Scott #11510, Gant #11468
Upon extensive routine questioning by the commissioners about the alcohol beverages laws, the applicant, represented by his attorney Dewun Settle, stipulated to the charge.
Commissioner Hayslett moved to fine the location \$500.00 along with a 60 day probation or a 30 day suspension of the Beer Permit. Commissioner Greer seconded. The motion passed.
The owner agreed to the fine and probation.

The following location(s) is in violation of AC Rule C-5, D-4, C-15, C-20 NO prior(s):

36. Yohannes Araya – 3686 Knight Arnold – dba – “SS Mart”
Date of Violation(s): Wednesday, August 14, 2013 (C-5, D-4)
Friday, November 8, 2013 (C-15, C-20)
Date Permit Approved: 06-01-2011
Officers: Galison #3156, Ward #0502, Clark #1659, Joynes #12965, Wright #11063, Dugger #11385
The owner didn’t show for the third time. **Commissioner Greer moved to revoke the Beer Permit for both non-appearance and the number of serious violations. Commissioner West seconded. The motion passed.**

The following location(s) is in violation of AC Rule C-5 WITH prior(s):

37. Circle K. Stores, Inc. – 5341 Poplar – dba – “Circle K”
Date of Violation(s): Tuesday, September 10, 2013
Date Permit Approved: 10-17-2001
Prior Violation(s): 05-24-2011 (C-4)
Officers: Reed #2007
The manager, represented by attorney Ben Fox, stipulated to the charge. **Commissioner Hayslett moved to fine the location \$750.00 along with a 60 day probation or a 30 day suspension of the Beer Permit. Commissioner West seconded. The motion passed.**
The manager agreed to the fine and probation.

The following location(s) is in violation of AC Rule C-4, C-5 & D-4 NO prior(s):

38. Flash Market, Inc. – 5521 Poplar – dba – “Flash Market”
Date of Violation(s): Tuesday, September 10, 2013
Date Permit Approved: 05-06-2009
Prior Violation(s): 09-07-2011 (C-4)
Officers: Nelson #5360
The manager stipulated to the charge. *Commissioner Hayslett moved to fine the location \$750.00 along with 60 day probation or a 30 day suspension of the Beer Permit. Commissioner Greer seconded. The motion passed.* The manager agreed to the fine and probation.
39. Young Lee – 6121 Poplar – S & A Lee Corporation – dba – “Poplar Ridgeway BP”
Date of Violation(s): Tuesday, September 10, 2013
Date Permit Approved: 08-07-2002
Prior Violation(s): 09-07-2011 (C-4)
Officers: Reed #2007
The owner stipulated to the charge. *Commissioner Hayslett moved to fine the location \$750.00 along with 60 day probation or a 30 day suspension of the Beer Permit. Commissioner Greer seconded. The motion passed.* The manager agreed to the fine and probation.

The following location(s) is in violation of AC Rule C-4 & C-5 WITH prior(s):

40. Yousef Salameh – 1751 S. Prescott – dba – “Express 7/11”
Date of Violation(s): Friday, December 27, 2013
Date Permit Approved: 09-16-1992
Prior Violation(s): 06-06-2013 (D-4)
Officers: Coleman #2464, Askew #0144
The owner stipulated to the charge. *Commissioner Hayslett moved to fine the location \$950.00 along with 60 day probation or a 30 day suspension of the Beer Permit. Commissioner West seconded. The motion passed.* The manager agreed to the fine and probation.

The following location(s) is in violation of AC Rule C-5, D-4 WITH prior(s):

41. Yordanka Hidalgo – 1620 Getwell – dba – “La Isla”
Date of Violation(s): Tuesday, September 10, 2013
Date Permit Approved: 09-15-2010
Prior Violation(s): 10-16-2012 (C-5)
Officer(s): Nelson #5360
The owner stipulated to the charges. *Commissioner Hayslett moved to fine the location \$750.00 with a 60 day probation or a 30 day suspension. Commissioner Greer seconded. The motion passed.* The owner agreed to pay the fine and probation.

The following location(s) is in violation of AC Rule C-4, C-5, and D-4 WITH prior(s):

42. Mark Said – 1885 Berryhill – EGY Management IV - dba – “Berryhill C-Store”
Date of Violation(s): Thursday, November 7, 2013
Date Permit Approved: 04-03-2013
Prior Violation(s): 04-06-2013 (D-4)
Officer(s): Scruggs #1088, Croom #10914, Scott #11510
The owner stipulated to the charges. *Commissioner Hayslett moved to fine the location \$950.00 with 60 day probation or a 30 day suspension. Commissioner West seconded. The motion passed.* The owner agreed to pay the fine and probation.
43. Almotaz Falah – 853 S. Highland – Two In One, LLC – dba – “Two In One”
Date of Violation(s): Tuesday, August 13, 2013
Date Permit Approved: 11-02-2011
Prior Violation(s): 08-11-2012 (C-5)
Officer(s): Ward #0502, Clark #1659, Clay #12947, Richardson #1326
Requested by Attorney Curry the location is to be continued until the September 3, 2014 meeting. *Commissioner Greer motion to lift the indefinite suspension. Commissioner West seconded. The motion passed. Commissioner West move to continue the location to the August 20, 2014 meeting. Commissioner Hayslett seconded. The motion passed.*

The following location(s) is in violation of AC Rule C-5 WITH prior(s):

44. Al Ismail – 547 Vance – dba – “Super Discount Mart”
Date of Violation(s): Wednesday, October 16, 2013
Date Permit Approved: 11-02-2011
Prior Violation(s): 11-26-2011 (C-5), 02-19-2013 (D-4)
Officer(s): Harris #12035, Gant #11468, Shank #10624
The representative, Wadah Al-Shugaa, had power of attorney and stipulated to the charge. *Commissioner Hayslett moved to fine the location \$1,000.00 along with a 60 day probationary period or a 30 day suspension of the Beer Permit. Commissioner Greer seconded. The motion passed.* The owner agreed to the fine and probation.
45. Circle K Stores, Inc. – 4010 Austin Peay – dba – “Circle K”
Date of Violation(s): Tuesday, August 27, 2014
Date Permit Approved: 11-02-2011
Prior Violation(s): 11-26-2011 (C-5), 02-19-2013 (D-4)
Officer(s): Harris #12035, Gant #11468, Shank #10624
The manager, represented by attorney Ben Fox, stipulated to the charge. *Commissioner Hayslett moved to fine the location \$3,000.00 plus a 7 day suspension of beer sales or revocation. Commissioner West seconded. The motion passed.* The manager agreed to the fine and probation.

The following location(s) is in violation of AC Rule C-5, C-15 WITH prior(s):

46. Bashir Alamori – 2251 Elvis Presley – dba – “King of Discount Mini Mart”
Date of Violation(s): Wednesday, October 16, 2013
Date Permit Approved: 01-19-2011
Prior Violation(s): 03-23-2011 (C-15, C-20), 05-27-2011 (C-15, C-20, C-4), 03-08-2013 (D-4)
Officer(s): Wright #11063, Williams #11716, Shank #10624
The owner stipulated to the charges. **Commissioner Hayslett moved to fine the location \$2,900.00 plus a 14 day suspension of beer sales or revocation. Commissioner Greer seconded. The motion passed.** The owner agreed to pay the fine and probation.

The following location(s) is in violation of AC Rule C-5, C-15 WITH prior(s):

47. Many Doung – 629 Highland – dba – “Texaco Food Mart”
Date of Violation(s): Wednesday, August 28, 2013 (C-5)
Monday, June 16, 2014 (C-5, D-4)
Date Permit Approved: 10-06-2010
Prior Violation(s): 02-25-2011 (C-4), 03-25-2011 (C-5), 04-27-2012 (D-4)
Officer(s): Ward #0502, Lake #1783, Braswell #12945, Harris #12035, Dugger #11385, Wright #11063, E. Smith-Harris #2829, Gant #11468
The owner was advised to appear back before the Alcohol Commission on August 20, 2014 with her attorney. **Commissioner Hayslett moved to continue this location to the August 20, 2014 meeting. Commissioner Greer seconded. The motion passed. Later after the applicant left, there was a motion on the floor by Commissioner Greer to suspend the Beer Permit for 7 days. The motion was shot down.**
48. Dan & Sam Mart, Inc. – 4822 Raleigh Millington – dba – “Race Track Amoco”
Date of Violation(s): Tuesday, August 6, 2013 (C-5, D-4)
Tuesday, August 27, 2013 (C-5)
Wednesday, January 22, 2014 (C-5, D-4)
Date Permit Approved: 04-07-2010
Prior Violation(s): 07-28-2011 (C-4, C-5, D-4)
Officer(s): Ward #0502, Lake #1783, Braswell #12945, Harris #12035, Dugger #11385, Wright #11063, E. Smith-Harris #2829, Gant #11468
The owner and Attorney Iclen Jaber wanted to be continued to the August 20, 2014 so that his client could show proof that we had the wrong name or location. **Commissioner Greer moved to suspend the Beer Permit for 7 days. Commissioner Hayslett seconded. The motion passed.**

VIII. New Business: None

IX. Old Business: None

X. Adjournment:

There being no further business to come before the commission, Commissioner Chase moved for adjournment at approximately 12:22 p.m. Commissioner Greer seconded. The meeting adjourned.

Billy Post
Billy Post – Chairman

8-20-14
Date

Aubrey J. Howard
Aubrey J. Howard – Executive Secretary

8-20-14
Date

